



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

HB0043

Introduced 12/16/2004, by Rep. Robert Rita

#### SYNOPSIS AS INTRODUCED:

New Act

Creates the Construction Site Temporary Restroom Facility Act. Provides that the owner of a temporary building or building under construction, not yet occupied for its intended purpose, shall insure that employees working on the construction site have access to restroom facilities located within 300 feet of the entrance of the building under construction and which meet several requirements. Provides that inspectors employed by municipalities and counties may inspect construction sites to insure compliance with the Act. Provides penalties for a violation of the Act. Effective immediately.

LRB094 03623 RXD 33628 b

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the  
5 Construction Site Temporary Restroom Facility Act.

6 Section 5. Legislative finding. It has been established by  
7 scientific evidence that improper plumbing can result in the  
8 introduction of pathogenic organisms into the potable water  
9 supply, result in the escape of toxic gases into the  
10 environment, and result in potentially lethal disease and  
11 epidemic. It is further found that minimum numbers of plumbing  
12 facilities and fixtures are necessary for the comfort and  
13 convenience of workers and persons in public places.

14 Section 10. Temporary restroom facility. The owner or the  
15 owner's representative of a temporary building or building  
16 under construction, that is not yet occupied for its intended  
17 purpose, shall insure that employees working on the  
18 construction site have access to restroom facilities which are  
19 located within 300 feet of the entrance of the building under  
20 construction and which meet the following requirements:

21 (1) Toileting facilities shall be enclosed and  
22 discharged into a sanitary sewer. In lieu of connecting to  
23 a sewer, the sanitary facility may be a portable, enclosed,  
24 chemically-treated tank-tight unit.

25 (2) If individual portable units are used, separate  
26 toileting facilities are not required for males and  
27 females. Toileting facilities shall be provided as  
28 follows:

29 (A) for fewer than 200 employees, one toilet  
30 facility shall be provided for every 40 employees or  
31 fraction thereof; and

1           (B) for more than 200 employees, one toilet  
2           facility shall be added for every 50 employees or  
3           fraction thereof.

4           (3) Hand cleansing units shall be provided.

5           (4) All non-sewered units shall be pumped and cleansed  
6           regularly to ensure adequate working facilities.

7           Section 15. Enforcement. Inspectors employed by  
8           municipalities and counties may inspect construction sites to  
9           insure compliance with this Act.

10          Section 20. Penalty.

11          (a) Any owner who fails or refuses to comply with the  
12          provisions of this Act shall be deemed guilty of a petty  
13          offense.

14          (b) Any owner convicted of violating the provisions of this  
15          Act shall be subject to a conviction for succeeding offenses  
16          for each day he or she fails or refuses to comply with the  
17          provisions of this Act.

18          Section 99. Effective date. This Act takes effect upon  
19          becoming law.